

STATE OF CONNECTICUT
DEPARTMENT OF HEALTH SERVICES

In Re: Michael Spaziante, M.B. Petition No. 880108-25-001
License No. 3158
16 Peck Lane
West Haven, CT 06516

MEMORANDUM OF DECISION

PROCEDURAL BACKGROUND:

On March 27, 1989, the Connecticut Board of Hairdressers, Barbers and Cosmeticians (hereinafter referred to as the Board) convened to hear the case of Michael Spaziante, M.B.

A Statement of Charges dated 2/22/89 was brought by the Department of Health Services (hereinafter referred to as the Department) against Michael Spaziante, M. B. (hereinafter referred to as the Respondent). It alleges that Respondent violated Connecticut General Statutes §20-238, in that he abused heroin and cocaine.

The Notice of Hearing, dated 2/24/89, and the Statement of Charges were served, in hand, to the Respondent on February 28, 1989. No answer was filed although the Respondent orally admitted the allegations. (Tr. 3/27/89 p. 6-7).

Each member of the Board involved in this decision attests that he/she reviewed the record of this proceeding and/or was present at the hearing and that this decision is based entirely on the record, and their professional knowledge.

This Memorandum of Decision sets forth the Board's findings of fact and conclusions of law and order.

FINDINGS OF FACT:

After consideration of the entire record the findings of fact are the following:

1. Michael Spaziante is and was at all times referenced in the Statement of Charges the holder of Connecticut Master Barber license number 3158.
2. The Respondent was provided the opportunity to attend an informal "compliance" conference pursuant to Connecticut General Statutes §4-182(c) in order to show compliance with the terms of his license. (Department Ex. 1).
3. The Statement of Charges and Notice of Hearing were served in hand on the Respondent, on February 28, 1989. (Department Ex. 2).
4. The hearing began and concluded on 3/27/89.

5. The Respondent was present at the hearing and was not represented by counsel.
6. The Respondent admitted that he abused heroin and cocaine. (Tr. 3/27/89 p. 7, 9, 10).

DISCUSSION AND CONCLUSIONS OF LAW:

Connecticut General Statutes, Section 20-238 provides in pertinent part that:

The Board may suspend or revoke any license or certificate granted by it or take any of the actions set forth in Section 19a-17 if the holder of a license ... is habitually intoxicated or habitually addicted to the use of morphine, cocaine, or other habit-forming drugs.

1. The hearing was held in accordance with Chapters 54 and 388 of the Connecticut General Statutes and Sections 19-2a-1 through 19-2a-30 of the Public Health Code. The Board heard testimony and received documentary evidence from both parties.
2. The Respondent admitted the allegations included in the Statement of Charges.

3. With regard to the FIRST COUNT the Board finds that Mr. Spaziante's abuse of heroin and cocaine violates the above cited Section of Connecticut General Statutes §20-238.

ORDER

The Board hereby orders in the case, Petition No. 880108-25-001 of Michael Spaziante that he shall be placed on probation for 1 year and as a condition of probation he shall obtain 3 random urine screens for heroin and cocaine. The reports of those screens shall be sent to the Board on a quarterly basis.

Connecticut Board of Hairdressers
Barbers and Cosmeticians

10-22-1990
Date

Ralph Cobuzzi
by Ralph Cobuzzi, Chairperson

5535Q/ha



STATE OF CONNECTICUT
DEPARTMENT OF HEALTH SERVICES

23 October 1991

Michael Spaziante, M.B.
16 Peck Lane
West Haven, CT 06106

Re: Petition No. 880108-25-001

Dear Mr. Spaziante

I am writing to inform you that the terms of the Connecticut Board of Hairdressers, Barbers and Cosmeticians' October 22, 1990 Memorandum of Decision regarding your license have been completed.

This letter serves to confirm that you have completed all of the stipulations of your Memorandum of Decision and that the terms of your probation have been completed. Notice will be provided to our Licensure and Renewal Section to remove any restrictions from your license that may have developed as a result of said action effective 23 October 1991.

I hope this information is helpful to you.

If you have any questions regarding this matter, please direct them to my attention at the number listed below.

Very truly yours,

A handwritten signature in cursive script, reading "Lynne A. Hurley".

Lynne A. Hurley
Investigator
Public Health Hearing Office

LAH:cja
65460/24
10/91

cc: David J. Pavis, Chief, PHHO
John Boccaccio, Chief, L&R

Phone:
150 Washington Street, 5th Floor, Hartford, Connecticut 06106
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